

Message Text

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53

ACTION L-03

INFO OCT-01 NEA-10 ISO-00 SCA-01 JUSE-00 SSO-00 /015 W

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O 211511Z SEP 76

FM AMEMBASSY RABAT

TO SECSTATE WASHDC IMMEDIATE 9838

LIMITED OFFICIAL USE RABAT 5116

E.O. 11652: N/A

TAGS: PFOR, CPRS, MO

SUBJECT: MOROCCAN EXTRADITION LAW

REF: A) STATE 228247; B) RABAT 5034

1. CONTRARY TO INFORMATION RECEIVED FROM MOFA, WE HAVE
FOUND TWO AMENDMENTS TO REFERENCED DAHIR WHICH DO NOT REPEAT NOT
SIGNIFICANTLY CHANGE ORIGINAL DECREE. AMENDMENT CONTAINED IN DAHIR NO

1-71-95 OF 28 APRIL 1976 SHIFTS RESPONSIBILITY FOR PROPOSING
A DECREE AUTHORIZING EXTRADITION TO PRIME MINISTER,
IN ARTICLE 18 SUBSTITUTE PRIME MINISTER FOR MINISTER OF JUSTICE.

2. OTHER AMENDMENT CONTAINED IN DAHIR NO 1-70-17 OF 27 JULY 1970
IS REFLECTED IN FULL TEXT SENT TO LEGAL DEPT OF DEA WASHINGTON.
LAST PARAGRAPH OF ARTICLE 18 NOW READS QUOTE IF, WITHIN ONE MONTH
FROM THE NOTIFICATION MADE TO THE DIPLOMATIC REPRESENTATIVES OF
THE REQUESTING COUNTRY, IN CONFORMITY WITH PARAGRAPH TWO OF
THIS ARTICLE THE EXTRADITED PERSON HAS NOT BEEN RECEIVED
BY THE REPRESENTATIVES OF THE REQUESTING COUNTRY, HE IS SET
FREE AND MAY NOT BE REQUESTED AGAIN FOR EXTRADITION FOR
THE SAME CASE. END QUOTE.

3. CONTRARY TO INFORMATION RECEIVED FROM MOFA SOURCE CAREFUL
READING OF ORIGINAL DAHIR OF 8 NOVEMBER 1958 ARTICLES 9
AND 10 INDICATES THAT REQUEST FOR EXTRADITION SHOULD BE
SENT THROUGH DIPLOMATIC CHANNELS RATHER THAN DIRECTLY TO PROCUREUR
GENERAL.

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4. NOTE THAT REQUEST MUST INCLUDE ORIGINAL AND CERTIFIED
COPY OF JUDGMENT, INDICTMENT OR WARRANT PER ARTICLE 9
OF ORIGINAL DAHIR.
ANDERSON

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Message Attributes

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Concepts: EXTRADITION, LAW
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: greenet
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
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